

Attachment 1 - List of Waters that are No Longer Listed for Biological Impairment

Plaintiff's Complaint Appendix	# <sup>1</sup>	WVDEP Hydrologic Group	TMDL Watershed	Stream Name	WV Code	NHD Code	Year Biological Impairment First Listed	Date EPA Approved Delisting from 2014 Section 303(d) List	Reason for Delisting
B	27	B	Tygart Valley	Brains Creek	WVMT-12-G-2	WV-MT-25-AF-3	2012 Overlist	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	New biological data demonstrates that waterbody is achieving narrative criteria.
B	67	A	Upper Kanawha	Banner Hollow	WVK-65-D		2008	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	New biological data demonstrates that waterbody is achieving narrative criteria.
B	104	B	Tygart Valley	Rocky Run	WVMTM-26-B	WV-MT-72-BI-2	2002	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	New biological data demonstrates that waterbody is achieving narrative criteria.
B	108	B	Tygart Valley	Riffle Creek	WVMT-66		2002	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	New biological data demonstrates that waterbody is achieving narrative criteria.
B	184	C	Middle Ohio North	Proctor Creek	WVO-72		2010	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	New biological data demonstrates that waterbody is achieving narrative criteria.
B	239	C	Potomac Direct Drains	Rockymarsh Run	WVP-3	WV-PL-20	2006	Partial Approval/Partional Disapproval on 5/11/2016; Transmittal of Added Waters on 11/23/2016	Biological data used for (previous) listing has been deemed non-comparable due to being in a limestone area.

<sup>1</sup> The numerical values provided in the column labeled "#" correspond to the order in which the 396 waters were listed in Appendix B of the Plaintiff's Second Amended Complaint. Plaintiffs provided EPA an electronic spreadsheet copy of the Appendix B waters that only included the stream and watershed names of each water. EPA inserted a numerical value to identify the order in which these waters were presented in Appendix B of the Plaintiff's Amended Complaint.